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9 **DSSDR, LLC and**
10 **ANDREW G. BENSINGER**

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DSSDR, LLC, a Florida Corporation; and
ANDREW G. BENSINGER, an Individual,

Plaintiffs,

vs.

ZENITH INFOTECH LTD, an Indian,
Corporation; AKASH SARAF, an
Individual; CONTINUUM MANAGED
SERVICES, LLC, a Delaware Corporation;
fka ZENITH RMM; MICHAEL GEORGE,
an Individual; SUMMIT PARTNERS, L.P.,
a Delaware Limited Partnership; and, DOES
1 through 200, inclusive,

Defendants.

Case No.: CV 12-4336 JSW

STIPULATION FOR CHANGE OF
OPPOSING AND REPLY
SCHEDULES ON MOTION BY
CONTINUUM, MICHAEL GEORGE
AND SUMMIT PARTNERS TO
DISMISS COMPLAINT
and
ORDER

Date: January 11, 2013
Time: 9:00 AM
Dept: Courtroom 11
Judge: Hon. Jeffrey S. White

STIPULATION

WHEREAS, Plaintiffs commenced this action in the Superior Court of California for the County of Alameda on August 6, 2012;

WHEREAS, the matter was removed to the United States District Court for the Northern District of California, San Francisco Division on August 16, 2012;

STIPULATION AND ORDER ON MOTION BY CONTINUUM,
GEORGE & SUMMIT PARTNERS TO DISMISS

DSSDR v. Zenith Infotech LTD, et al., Case No. C 12-04334 JSW

WHEREAS, on October 4, 2012 the Continuum Defendants filed their Motion to Dismiss the complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) and, alternatively, as to Michael George, Federal Rule of Civil Procedure 12(b)(2) (the “Motion to Dismiss”) set for hearing on January 11, 2013;

WHEREAS, on or before October 18, 2012, plaintiffs' opposition is due to be filed in response to the Motion to Dismiss.

WHEREAS, the Motion to Dismiss is substantive and plaintiffs' counsel is scheduled to be out of state from October 11, 2012 returning to his office on October 22, 2012 and needs and has requested additional time within which to prepare and file an appropriate response and defendants are amenable, subject to Court approval, to an alteration of the schedule for opposition papers of plaintiffs and reply papers of defendants to be filed, as set forth below.

NOW, THEREFORE, IT IS STIPULATED AND AGREED, subject to approval by the Court, as follows:

1. Plaintiffs shall file their opposition to the Motion to Dismiss by November 26, 2012;
2. The Continuum Defendants shall file their reply papers in support of the Motion to Dismiss by December 21, 2012.

IT IS SO STIPULATED.

DATED: October 12, 2012

LAW OFFICES OF PAUL J. STEINER

By: /s/
PAUL J. STEINER
Attorneys for Plaintiffs DSSDR, LLC
and ANDREW G. BENSINGER

**STIPULATION AND ORDER ON MOTION BY CONTINUUM,
GEORGE & SUMMIT PARTNERS TO DISMISS**

DATED: October 12, 2012

WEIL, GOTSHAL & MANGES LLP

By: /s/

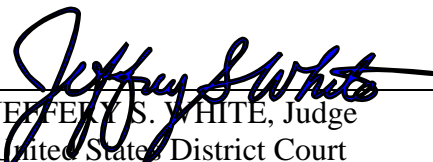
RICHARD W. SLACK,
Attorneys for Defendants CONTINUUM
MANAGED SERVICES, LLC, MICHAEL
GEORGE and SUMMIT PARTNERS, L.P.

ORDER

Pursuant to the stipulation of the parties and good cause appearing, IT IS ORDERED that the opposing and reply paper due dates for the Motion to Dismiss set for hearing on January 11, 2013 are altered and reset as follows:

1. Plaintiffs shall file their opposition to the Motion to Dismiss by November ¹⁵~~26~~, 2012;
2. The Continuum Defendants shall file their reply papers in support of the Motion to Dismiss by ^{November 29}~~December 21~~, 2012.

DATED: October 15, 2012


JEFFERY S. WHITE, Judge
United States District Court
Northern District of California